

of this notice were mailed directly to you on September 6, 1974; these were forwarded to your Bishop Street address which was provided by your letter of July 18, 1974.

The public hearing began as scheduled on the evening of October 9, 1974. At least twenty three persons were in attendance as evidenced by completed registration cards. Several requested an opportunity to present testimony and did so.

You appeared approximately midway through the hour-long hearing and distracted those present from hearing the testimony of Mr. Edward Hirata of the City and County of Honolulu by exclaiming "objection" and "point of order" from the back of the room. Mr. R. L. O'Connell, the EPA hearing officer, told you that you would be given an opportunity to speak when Mr. Hirata completed his testimony. When Mr. Hirata finished his testimony less than ten minutes later, Mr. O'Connell called on you but you did not respond and apparently had left the hearing. Mr. O'Connell called on you several more times during the course of the hearing to its conclusion, but without any response.

In view of the numerous opportunities already provided to you to make your views on this matter known to us, I cannot in good conscience authorize the expenditure of those additional (and significant) amounts of Federal funds necessary to hold a second public hearing in Hawaii on this matter. Accordingly, your request for another public hearing is denied.

We, in the Environmental Protection Agency, take quite seriously our obligation to provide opportunities to the public to participate in our regulatory activities. I believe in this case we have quite clearly met that obligation.

Sincerely,

Original signed by  
Russell Freeman

Deputy

Acting

Paul De Falco, Jr.  
Regional Administrator

Enclosures

bc: Pacific Islands Basin Office

SLeibowitz:H  
Reading File 815.4  
10/22/74-11:05/HC  
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